## FOLEY LARDNER

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## Total # of Pages 13 (including this page)

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Date: May 30, 2002

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**User ID No: 3067** 

#### MESSAGE:

Re:

U.S. Patent Application Serial No.: 09/491,322

Filed: January 25, 2000

Title: METHOD OF USE OF TRANSGENIC PLANT

EXPRESSED ANTIBODIES (as amended)

Inventor(s): Hein et al.

Scripps Ref. No.: TSRI184.2DIV-1 Attorney Docket No.: EPI3007F

PLEASE SEE THE ATTACHED AMENDMENT FILING IN CONNECTION WITH THE ABOVE-REFERENCED U.S. PATENT APPLICATION.

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Мау 30, 2002

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Office, Washington, D.C. on the date below.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Hein et al.

Title:

METHOD OF USE OF TRANSGENIC PLANT EXPRESSED ANTIBODIES

(as amended)

Appl. No.:

09/491,322

**Filing** 

01/25/2000

Date:

Examiner:

C. Collins

Art Unit:

1638

#### AMENDMENT TRANSMITTAL

Commissioner for Patents Box NON-FEE AMENDMENT Washington, D.C. 20231

Sir:

Transmitted herewith is an amendment in the above-identified application.

The fee required for additional claims is calculated below: [X]

	Claims as		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
_	Amended						\$18.00		\$180.00
Total Claims:	78	-	68	=	10	_ X			\$84.00
	5	·	4	55	1	×	\$84.00	=	
Independents:		-			·······	<del>-</del> +	\$280.00	=	\$0.00
First presentation	on of any M	lultipl	e Dependen	IT CIB	ims. C		FEE TOTAL:	<b>15</b>	\$264.00

Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for [] the total number of months checked below:

Atty, Dkt. No. EPI3007F (formerly TSRI 184.2C2)

\$0.00						
00.04	\$110.00	Extension for response filed within the first month:	[]			
\$0.00	\$400.00	Extension for response filed within the second month:	•			
\$0.00	\$920.00	Extension for response filed within the third month:				
\$0.00	\$1,440.00	Extension for response filed within the fourth month:	( )			
\$0.00	\$1,960,00	Extension for response filed within the fifth month:	( )			
\$0.00	N FEE TOTAL:		( )			
\$0.00	N FEE TOTAL:	CLAIMS AND EXTENSION FEE TOTAL:				
\$0.00	Coall Engine Food Apply (subtract 1/2 of above);					
\$0.00	TOTAL FEE:	4				

- Please charge Deposit Account No. 50-0872 in the amount of \$264.00. A [X] duplicate copy of this transmittal is enclosed.
- A check in the amount of \$0.00 is enclosed. [ ]
- The Commissioner is hereby authorized to charge any additional fees which may be [X] required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, postdated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date: May 30, 2002

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Barry S. Wilson

Attorney for Applicant Registration No. 39,431

Atty. Dkt. No.: EPI3007F (formerly TSRI 184.2C2)

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Office, Washington, D.C. on the date below.

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Hein et al.

Title:

METHOD OF USE OF TRANSGENIC PLANT EXPRESSED ANTIBODIES

(as amended)

Appl. No.:

09/491,332

Filing

01/25/00

Date:

Examiner:

C. Collins

Art Unit:

1638

#### AMENDMENT

Commissioner for Patents Washington, D.C. 20231

Sir:

This Amendment follows an Examiner interview conducted on April 25, 2002, which followed a supplemental response filed March 13, 2002.

Please amend the application as follows:

#### In the Claims:

Please add new claims 83-91 as follows:

83. (New) A method of passively immunizing a human or non-human animal subject against a preselected antigen, said method comprising:

> preparing plant cells containing (a)

nucleotide sequences encoding a dual chain immunoglobulin product comprising an immunoglobulin heavy chain and an immunoglobulin light chain wherein said nucleotide sequences also encode a leader sequence for each of said heavy chain and light chain, and antigen-specific 89491322

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